IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE SEVENTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY
and
THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 22948 of 1994

Between:

M/s. Hindustan Sanitary ware & Industries Limited,
AGI Class Division, Sanathnagar, Hyderabad – 500 018,
represented by its Vice President- Arun Kumar Dukkipati,
S/o. Dr. Bhaskara Rao.

..... PETITIONER

AND

1 The State of Andhra Pradesh, represented by its
Secretary, Revenue Department, Secretariat, Hyderabad.
2 The Mandal Revenue Inspector,
Sanathnagar, Hyderabad.
(R-2 dismissed for default vide Court Order dated 15.12.1999).

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to quash and set-aside Sec.8 of the Non-Agricultural Land Assessment Act, 1963 and the amendment made to the schedule of the said NALA Act vide amendment Act 8/94 published in A.P. Gazette on 03/02/1994 which came into force w.e.f. 01/07/1993 as ultravires, unconstitutional and to declare the same as null, void and consequently to quash and set-aside the demand notice dated 05/07/1994 demanding an Amount of Rs.1,46,207/- by the Mandal Revenue Inspector, Balanagar/Sanathnagar, Respondent No.2 issued to M/s. Hindustan Sanitaryware & Indus. Ltd., (Glass Division), Sanathnagar, Hyderarbad and to declare the said notice as null, void and in operative by issuing a Writ of Certiorari/Mandamus or any other appropriate writ or order or direction as the Hon'ble Court

may deem fit and proper in the circumstances of the case and to grant such other relief to which the petitioner is found entitled to and to allow the Writ Petition with costs.

For the Petitioner: MR. P.NAGESWAR SREE, Advocate.

For the Respondents: GP FOR REVENUE

The Court made the following Order: (per Sri B. Sudershan Reddy, J)

This Court vide its Order dated 15.12.1999 dismissed the writ petition for default as against the 2nd respondent-Mandal Revenue Inspector, Sanathnagar who issued the impugned demand notice dated 5.7.1994. Therefore, the cause in this writ petition only as against respondent No. 1 does not survive.

Be it as it may, the constitutional validity of the provisions of the Non-Agricultural Land Assessment Act, 1963 had already been upheld.

Viewed from any angle, we find no merit in this writ petition. The same shall accordingly stand dismissed without any order as to costs.

(B. Sudershan Reddy, J)

17..09..2004

(K.C. Bhanu, J)

ks

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1 Secretary, Revenue Department, The State of Andhra Pradesh, Secretariat, Hyderabad.
2 The Mandal Revenue Inspector, Sanathnagar, Hyderabad.
3 Two CCs to the Government Pleader for Revenue, High Court of Andhra Pradesh, Hyderabad (OUT).
4 Two CD copies.